

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION**

<b>JOHN I. GRACE &amp; SALLY A. GRACE,</b>	)	
	)	
<b>Plaintiffs,</b>	)	
	)	
<b>v.</b>	)	<b>CASE NO:</b>
	)	<b>CV-09-0808- WS-B</b>
<b>BAC HOME LOANS SERVICING, LP,</b>	)	
<b>etc., et al.,</b>	)	
	)	
<b>Defendants.</b>	)	

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**NOTICE OF DISMISSAL WITHOUT PREJUDICE**

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**COME NOW** the Plaintiffs, John and Sally Grace, pursuant to FRCP 41(a)(1)(i) and dismiss their claims against the defendants without prejudice.

**RESPECTFULLY** submitted on this the 24<sup>th</sup> day of February 2010.

/s/ Earl P. Underwood, Jr.  
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CERTIFICATE OF SERVICE

I hereby certify on this the 24<sup>th</sup> day of February 2010 that a true and correct copy of the above and foregoing was filed with the CM/ECF system which will cause a copy to be served on all counsel of record.

/s/Earl P. Underwood, Jr.  
Earl P. Underwood, Jr.